

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 18 1980

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed JUN 18 1980 under 40525The applicant EVERETT E. BERG dba Falcon ExplorationsP. O. Box 847 \_\_\_\_\_, of Tonopah,  
Street and No. or P.O. Box No. City or TownNevada 89049, hereby make<sup>S</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) \_\_\_\_\_

1. The source of the proposed appropriation is Underground Desert Well  
Name of stream, lake or other source.2. The amount of water applied for is 1.11 cfs second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_ acre-feet

3. The water to be used for Mining, Milling and Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) \_\_\_\_\_

(b) Stockwater (state number and kinds of animals to be watered) \_\_\_\_\_

(c) Other use (describe fully under "No. 12. Remarks") \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point: in the NW¼ SE¼ of Section 31,T.3N., R.39E., M.D.B.&M., whence the Southeast Corner of said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
Section 31 bears S.47°48'34"E., 2653.05 feet distant.  
it should be stated.6. Place of use Portions of the SE¼ NE¼, E¼ SE¼, SW¼ SE¼, SE¼ SW¼ of Section  
Describe by legal subdivision, if on unsurveyed land it should be so stated.28; S¼ SE¼ of Section 29; E¼ Section 32; N¼, N¼ S¼ of Section 33;all in T.3N., R.38½E., M.D.B.&M. (Unsurveyed). Portions of S¼NW¼, SW¼ NE¼, SW¼, W¼ SE¼ of Section 30; Portions of the NE¼, S¼S¼ of Section 31, all of NW¼, N¼ S¼ of Section 31; all in T.3N.,  
R.39E., M.D.B.&M.7. Use will begin about January 1st and end about December 31st, of each year.  
Month and Day Month and Day8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be either pipedor hauled by truck to the proposed place of use.  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$20,000.00
10. Estimated time required to construct works.....3 years
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This water will be used in conjunction with Underground Well No. 2  
for a total annual use of 525,600,000 gallons in the applicants  
drilling, underground mining, surface mining and milling operations.

Applicant.....Falcon Explorations

By.....s/ Everett E. Berg  
P. O. Box 847  
Tonopah, Nev. 89049

Compared...ha/ bc.....bt/gk.....

DENIAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby <sup>deny</sup> ~~grant~~ the same, subject to the following limitations and conditions:

This application is herewith denied on the grounds that the appropriation of additional ground water at the proposed point of diversion would impair the value of the existing certificated right.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

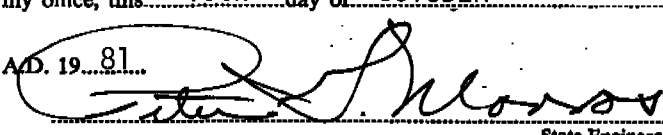
Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....  
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I.....PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 15th day of OCTOBER  
A.D. 19...81...  
  
State Engineer